

resume operations. During that meeting, I explained the difficulties that Concord faced in locating a site that would accommodate the five tower array that it would need in order to return to the air on its licensed frequency, and I stated that it was Concord's intention to turn in its construction permit and license for KRHT's existing frequency and only construct a facility in the expanded band if it was given an expanded band frequency. I also explained that, in view of the fact that Concord did not expect to build new facilities for KRHT on its licensed frequency, I had not filed an application to extend KRHT's construction permit. Messrs. Burtle and Ball told me that, notwithstanding the fact that Concord did not actually intend to construct the facilities specified in KRHT's construction permit, Concord should file to reinstate the permit as the facilities specified in the permit would be taken into consideration in coming up with the final ranking of stations seeking expanded band frequencies. Based upon this advice, I immediately filed an application for reinstatement of KRHT's construction permit. In that application, I referred to my discussion with Messrs. Burtle and Ball, and made it clear that Concord had no intention of actually building the facilities authorized in the construction permit unless it failed to receive the expanded band frequency that it expected.

7. Notwithstanding the fact that the Commission's staff had indicated that it had no problem with Concord's decision not to proceed with constructing facilities on its existing frequency until a final determination was made as to whether it would be awarded an expanded band frequency, the other 50% owner of Concord, and its President, Joseph Buerry continued to look for sites at which Concord could construct a five tower directional array for KRHT in the event that it was not awarded an expanded band frequency. In 1994, Mr. Buerry identified a parcel of land owned by the City of Concord which the city was developing as a concert venue and for related activities as a possible site for KRHT and he made inquiries to the City of Concord concerning the possibility that KRHT could lease land in the vicinity of the Concord Pavilion for KRHT. The city responded positively to these inquiries; however, because Concord was waiting for a determination as to whether it would receive an expanded band channel before it made any commitments to lease property for KRHT, Mr. Buerry did not press the City of Concord for a decision as to whether it would actually lease land adjacent to the Concord Pavilion for KRHT.

8. When the Telecommunications Act of 1996 was enacted into law in February, 1996, with a provision that all stations would automatically lose their licenses if they were off the air for

one year, I and Mr. Buerry realized that, whatever the outcome of the expanded band proceeding, we would need to find a site at which we could construct facilities for KRHT on its licensed frequency if Concord was to retain its license. Shortly after the passage of the Telecommunications Act, the Commission released a revised plan for the expanded band which dropped KRHT's ranking to 27, too low for KRHT to receive an expanded band frequency. In light of these two developments, Mr. Buerry got in touch with the City of Concord to request that the city lease the Concord Pavilion property for use by KRHT. Mr. Buerry and I both began looking for alternative sites by contacting real estate agents and property owners and by reviewing the real estate adds in the *Contra Costa Times*, which is the local newspaper for the Concord area. Among the sites that I identified, and investigated, was the Concord Naval Weapons Station which occupies a large track of land adjacent to KRHT's former site. However, as I discussed the possibility of leasing a portion of the Naval Weapons Station property with base personnel, it became apparent to me that the bureaucratic hurdles that would need to be surmounted to lease the site, including the extensive environmental impact statement that I was told would be required, made it impossible for a lease of the site to be approved in time for KRHT to return to the air before its license would be revoked by operation of the Telecommunications Act.


9. On August 14, 1996, the City of Concord sent a letter to Mr. Buerry advising him of the city's decision not to lease the property in the vicinity of the Concord Pavilion to KRHT. However, the city did give Mr. Buerry two leads as to possible sites that would meet KRHT's requirements, and Mr. Buerry pursued both of these leads, while I focused my attention on another potential site as discussed below. One of the leads was land owned by Corrie Development which on September 5, 1996, sent Mr. Buerry the attached letter advising him that Corrie Development was prepared to negotiate a lease with Concord to permit KRHT to use its property. The other lead from the City of Concord declined our request to lease its property.

10. Before final word was received from the City of Concord regarding the Concord Pavilion site, the personnel of the Naval Weapons Station suggested that I contact the owner of a 64 acre parcel adjacent to the Weapons Station, The Leshner Trust, about leasing its property for KRHT. I followed up on this suggestion by getting in touch with one of the Trustee's, Robert Smith. On August 13, 1996, I spoke with Mr. Smith by phone and set up an appointment to meet him at the property on August 20. When I met with him and explained the type of facility that Concord proposed to construct, he agreed that locating KRHT on the property might be a good use of the land. Mr. Smith told me that he would

present the proposal for KRHT to lease the property to the Board of Trustees at its upcoming meeting on September 10, and he requested that I furnish him with a sample lease in advance of the meeting, which I did. On September 11, 1996, Mr. Smith phoned me and told me that the Board had authorized the Trust to negotiate a lease with Concord providing for the use of its property as the KRHT transmitter site.

11. As soon as the Corrie Development and Leshar Trust properties were identified as possible sites, I sent topographical maps of the sites to Hatfield and Dawson and instructed them to begin studying the feasibility of using either site for KRHT. Upon learning of the willingness of Corrie Development and the Leshar Trust to enter into negotiations to lease their properties to KRHT, I instructed KRHT's Hatfield and Dawson, to expedite their review of both sites and to prepare the technical portion of an application for construction permit for one of the sites as soon as a determination is made that one of the sites meets the FCC's technical requirements. I have been advised by Hatfield and Dawson that they expect to be able to make a determination as to whether either, or both, sites can be used by KRHT in compliance with the rules before the end of the current month and that, assuming that the studies establish that one of the sites meets the FCC's technical requirements, an application for a construction permit to for the site can be prepared by mid-October.

12. Assuming that either the Corrie Development or the Leshar Trust sites are technically suitable, Concord will promptly file an application for one of the sites and will also request special temporary authority to operate from the site selected with one tower pending action on the construction permit application and construction of the entire five tower array so that KRHT can resume operations prior to the February 9, 1997, deadline.

  
Chester P. Coleman

Dated: September 17, 1996

09/05/96 13:39 FAX 1 415 441 3738

AM RADIO BRKRS

9-05-1996 12:56PM

FROM KATD RADIO 5106741980

P. 001

SENT BY:

11 3- 8-97 12:18PM

5106741980:W 2

**CDC**

**CORRIE DEVELOPMENT CORPORATION**

CORRIE CENTER • SUITE 111, 7950 DUBLIN BLVD • DUBLIN, CALIFORNIA 94568  
(510) 551-7900 • FAX (510) 551-7916

September 5, 1996  
(Fax & Mail)

Mr. Joseph Bueary, General Manager  
KATD Radio  
1251 Monument Boulevard, Suite 260  
Concord, California 94520

STATE CITY CALIFORNIA  
FREQ 1480 CALL LETTERS  
AMERICAN RADIO BROKERS

SEP 05 1996

Dear Mr. Bueary,

Corrie Development Corporation, General Partner of Land Waste Management Co., owner of 480 acres on Elder Pass, is interested in leasing a portion of their property to relocate your 5 towers and transmitter.

We appreciate the City of Concord suggesting that you speak with us regarding your project.

The lease of our property to you is predicated on us agreeing to lease agreements and financial consideration. We look forward to working with you.

Sincerely,

  
Peter L. Klein

Chief Financial Officer

PLK:ma

09/05/96 12:55

TX/RX NO.0656

P.001

EXHIBIT B



February 1, 1993

AM 3P 1480

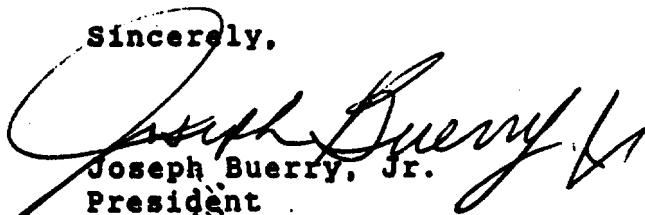
MAR 0 8 1993

Donna R. Searcy  
Secretary  
Federal Communications Commission  
1919 M Street N.W.  
Washington, D.C. 20554

Dear Madame Secretary:

Concord Area Broadcasting, dba KWUN-AM, Concord, CA went off the air on January 31st, 1993 at 8pm because of financial problems. And we request permission to remain silent while we reorganize and find a new transmitter sight.

Sincerely,

  
Joseph Buerry, Jr.  
President

JB:cmht

CONCORD AREA  
BROADCASTING CORP.  
Post Office Box 6380  
Concord, CA 94524  
(510) 685-1480  
FAX (510) 682-5987

EXHIBIT C

*Handwritten: 100/92*  
February 26, 1993

MAR 2 3 33 PM '93

AUD

ICES

Donna R. Searcy  
Secretary  
Federal Communications Commission  
1919 M Street N.W.  
Washington, DC 20554

AM BRANCH

MAR 08 1993

Dear Madame Secretary:

Concord Area Broadcasting, Corp., dba KWUN AM requests permission to continue to be off the air as described in my letter of 2/1/93, attached.

We will need at least one year to continue to look for another transmitter site and file the necessary documents with the FCC and the FAA for approval.

I am enclosing a copy of a letter from Robert Zeller, attorney for Mrs. Joanne Youngberg, telling us to vacate the property that KWUN occupies. We are in the process of removing all of the equipment and the towers.

KWUN will adhere to all FCC rules and regulations as required by law. ~~The mailing address continues to be P.O. Box 5320, Concord.~~ My phone number is (510) 672-1955. This number is also my fax number. In faxing me you must listen to the message and follow the faxing instructions.

Sincerely,

*Handwritten signature: Joseph Buerry, Jr.*  
Joseph Buerry, Jr.  
President  
General Manager  
Concord Area Broadcasting, Corp.

JB:cmht

enc.

*Handwritten: Concord*



ROBERT H. ZELLER  
JOSEPH M. KEEBLER  
JAMES W. TERRY  
CATHY A. ZELLER

ZELLER, KEEBLER & TERRY, INC.  
ATTORNEYS AT LAW  
929 RANDOLPH STREET  
NAPA, CALIFORNIA 94559-2997  
707-252-6633

February 18, 1993

Joe Buerry  
P.O. Box 6380  
Concord, California 94520

AM BRANCH

MAR 08 1993

Re: KWUN - Youngberg

Dear Mr. Buerry:

I represent Joanne Youngberg, individually and as trustee of the Arthur C. Youngberg Trust. She has foreclosed upon the property at 300 Holly Drive, Concord, California which property was the security for a promissory note.

My clients are now the owners of the land and the building upon which you operated KWUN and your right to occupy the property on behalf of your radio station enterprise has been terminated by the foreclosure. You are hereby required to vacate the property and to remove the personal property from the building and the land, including the radio station towers.

Please acknowledge receipt of a copy of this letter on the copy enclosed and return to me in the envelope provided.

Yours very truly,

ZELLER & TERRY, INC.

By

*Robert H. Zeller*  
Robert H. Zeller

RHZ:cd

cc: Joanne Youngberg

Receipt of this letter acknowledged  
this 20th day of February, 1993.

*Joe Buerry*  
Joe Buerry  
Radio Station KWUN

EXHIBIT D

SEP 09 1967  
AM BRANCH

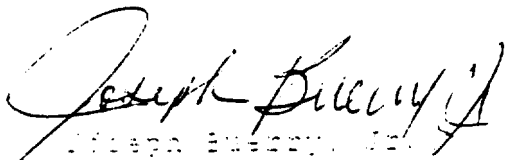
MEMORANDUM FOR

MR. JAMES E. BARTLE  
AMERICAN AMERICAN  
AUDIO SERVICES DIVISION  
NATIONAL MEDIA BOARD  
FEDERAL COMMUNICATIONS COMMISSION  
WASHINGTON, DC 20541

Dear Mr. Bartle:

In reference to our letter of July 11, 1967, Concord Area Broadcasting, Inc. (CAB), requests further authority to remain silent for an additional six months. Please refer to my previous letter which states that we lost our lease for our transmitter site and we continue to search for a new one while we attempt to financially re-organize.

Sincerely,



Joseph Bucary, Jr.  
President  
Concord Area Broadcasting, Inc.  
1111 11th St.  
Durham, NC 27601

574

**FEDERAL COMMUNICATIONS COMMISSION**

Washington, D.C. 20054

February 15, 1994

In Reply Refer To:  
8910 - SML  
Stop Code 1800B2

Joseph Buerry, Jr., President  
Concord Area Broadcasting, Corp.  
P.O. Box 6380  
Concord, California 94520

In re: KKIS(AM)  
Concord, California

Dear Sir or Madame:

This letter concerns your pending request for authority to remain silent. Temporary authority is hereby granted for the above-referenced station(s) to remain silent for three months from the date of this letter.

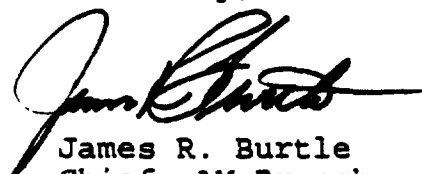
On December 11, 1991, the Commission adopted a Report and Order (copy attached) which amended Part 1 of the Commission's Rules, to implement Section 5301 of the Anti Drug Abuse Act of 1988. Pursuant to the Report and Order, any requests for extension of this authority must be accompanied by a certification that neither the applicant nor any party to the request is subject to a denial of Federal benefits under Section 5301. Please use the attached certification page to comply with this requirement.

Any further requests for extension of this authority must be accompanied by a detailed summary of steps taken to return the station to on-air operations.

It will be necessary to maintain prescribed tower lighting in accordance with the station's license authorization. If an extension is not required, you are requested to notify the Commission, in writing, of the exact date the station resumes on-air operations.

In the event that any AM station remains silent for a period over 6 months, it will be necessary to file with the Commission, prior to returning the station to on-air operations, an FCC Form 302 for direct measurement of power which should include a partial proof of performance for stations with directional antennas.

Sincerely,



James R. Burtle  
Chief, AM Branch  
Audio Services Division  
Mass Media Bureau

Attachments

*Return w/ det  
call sign*

ONE MARITIME PLAZA  
23RD FLOOR  
SAN FRANCISCO, CALIFORNIA 94111-3577  
(415) 392-7077  
FAX (415) 392-3969

# KECK, MAHIN & CATE

FILE NUMBER 09257-001

DIRECT DIAL

July 10, 1994

AM BRANCH

JUL 12 1994

RECEIVED

James R. Burtle  
Chief, AM Branch  
Federal Communications Commission  
1919 M Street, N.W. (SC 1170)  
Washington, DC 20554

Re: Radio Station KKIS(AM)  
Concord, California  
8910-SML

Dear Mr. Burtle:

Attached is a copy of a grant for extension of authority to remain dark. As you will note, due to a typographical error, the call letters referenced are KTID(AM) not KKIS(AM). Will you please reissue this letter with the correct call letters. Thank you.

We will submit the required Anti-Drug Certification as soon as we receive it from the president of Concord Area Broadcasting, the licensee of KKIS(AM).

Sincerely,

KECK, MAHIN & CATE

  
Diane L. Camacho  
Secretary to Roger J. Metzler

Enclosure

A LAW PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS

CHICAGO, ILLINOIS WASHINGTON, D. C. HOUSTON, TEXAS LOS ANGELES, CALIFORNIA  
NEW YORK, NEW YORK PEORIA, ILLINOIS OAKBROOK TERRACE, ILLINOIS SCHAUMBURG, ILLINOIS

**FEDERAL COMMUNICATIONS COMMISSION**

Washington, D.C. 20054

RECEIVED JUN 27 1994

JUN 22 1994

In Reply Refer To:  
8910 - SML  
Stop Code 1800B2

Roger J. Metzler, Esq.  
Keck, Mahin & Cate  
One Maritime Plaza, 23rd Floor  
San Francisco, CA 94111-3577

In re: KTID(AM)  
Concord, California

Dear Sir or Madame:

This letter concerns your pending request for authority to remain silent. Temporary authority is hereby granted for the above-referenced station(s) to remain silent for three months from the date of this letter.

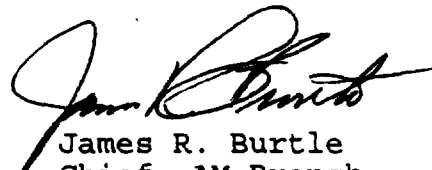
On December 11, 1991, the Commission adopted a Report and Order (copy attached) which amended Part 1 of the Commission's Rules, to implement Section 5301 of the Anti Drug Abuse Act of 1988. Pursuant to the Report and Order, any requests for extension of this authority must be accompanied by a certification that neither the applicant nor any party to the request is subject to a denial of Federal benefits under Section 5301. Please use the attached certification page to comply with this requirement.

Any further requests for extension of this authority must be accompanied by a detailed summary of steps taken to return the station to on-air operations.

It will be necessary to maintain prescribed tower lighting in accordance with the station's license authorization. If an extension is not required, you are requested to notify the Commission, in writing, of the exact date the station resumes on-air operations.

In the event that any AM station remains silent for a period over 6 months, it will be necessary to file with the Commission, prior to returning the station to on-air operations, an FCC Form 302 for direct measurement of power which should include a partial proof of performance for stations with directional antennas.

Sincerely,



James R. Burtle  
Chief, AM Branch  
Audio Services Division  
Mass Media Bureau

Attachments

**FEDERAL COMMUNICATIONS COMMISSION**  
Washington, D.C. 20054

SEP 14 1994

SH  
In Reply Refer To:  
8910 - SML  
Stop Code 1800B2

Diane L. Camacho  
Keck, Mahin & Cate  
On Maritime Plaza, 23rd Floor  
San Francisco, California 94111-3577

In re: KKIS(AM)  
Concord, California

Dear Sir or Madame:

This letter concerns your pending request for authority to remain silent. Temporary authority is hereby granted for the above-referenced station(s) to remain silent for three months from the date of this letter.

On December 11, 1991, the Commission adopted a Report and Order (copy attached) which amended Part 1 of the Commission's Rules, to implement Section 5301 of the Anti Drug Abuse Act of 1988. Pursuant to the Report and Order, any requests for extension of this authority must be accompanied by a certification that neither the applicant nor any party to the request is subject to a denial of Federal benefits under Section 5301. Please use the attached certification page to comply with this requirement.

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In the event that any AM station remains silent for a period over 6 months, it will be necessary to file with the Commission, prior to returning the station to on-air operations, an FCC Form 302 for direct measurement of power which should include a partial proof of performance for stations with directional antennas.

Sincerely,



James R. Bartle  
Chief, AM Branch  
Audio Services Division  
Mass Media Bureau

Attachments

DEC 19 1994

December 12, 1994

Mr. James R. Burtle  
Chief, AM Branch  
Federal Communication Commission  
1919 M Street, N.W.  
Washington, D.C. 20554

Re: KKIS-AM 8910-SML

Dear Mr. Burtle:

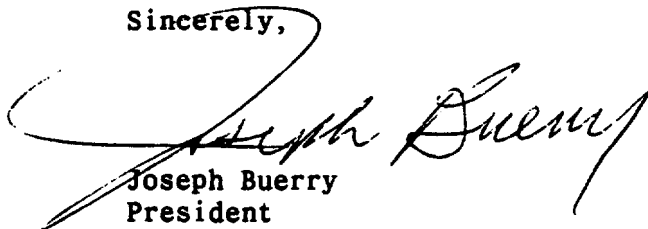
KKIS-AM continues to remain dark. Unfortunately, the five tower array is so critical that a 5 acre plot must be located in the designated area.

KKIS-AM is prepared to rebuild and return to the air as soon as this is done. In the meantime, we require additional time to remain dark.

You may reach me at 510-827-9900 or 510-672-1826 pacific time. Please direct correspondence to:

Joseph Buerry  
President  
5552 Pamplona Court  
Concord, California 94521.

Sincerely,



Joseph Buerry  
President

JB/jmb



**FEDERAL COMMUNICATIONS COMMISSION**

Washington, D.C. 20054

DEC 20 1994

In Reply Refer To:  
8910 - SML  
Stop Code 1800B2

Joseph Buerry, Jr., President  
Concord Area Broadcasting, Corp.  
5552 Pamplona Court  
Concord, California 94521

In re: KKIS(AM)  
Concord, California

Dear Sir or Madame:

This letter concerns your pending request for authority to remain silent. Temporary authority is hereby granted for the above-referenced station(s) to remain silent for three months from the date of this letter.

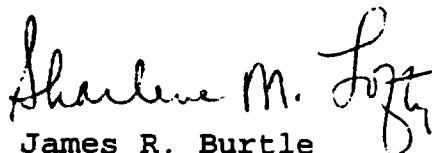
Any further requests for extension of this authority must be accompanied by a detailed summary of steps taken to return the station to on-air operations.

On December 11, 1991, the Commission adopted a Report and Order (copy attached) which amended Part 1 of the Commission's Rules, to implement Section 5301 of the Anti Drug Abuse Act of 1988. Pursuant to the Report and Order, any requests for extension of this authority must be accompanied by a certification that neither the applicant nor any party to the request is subject to a denial of Federal benefits under Section 5301. Please use the attached certification page to comply with this requirement, if you need to request an extension of this authority.

It will be necessary to maintain prescribed tower lighting in accordance with the station's license authorization. If an extension is not required, you are requested to notify the Commission, in writing, of the exact date the station resumes on-air operations.

In the event that any AM station remains silent for a period over 6 months, it will be necessary to file with the Commission, prior to returning the station to on-air operations, an FCC Form 302 for direct measurement of power which should include a partial proof of performance for stations with directional antennas.

Sincerely,



for James R. Burtle  
Chief, AM Branch  
Audio Services Division  
Mass Media Bureau

Attachments

AM BRANCH

MAR 20 3 45 PM '95

RECEIVED

March 15, 1995

Mr. James R. Burtle  
Chief AM Branch  
Federal Communications Commission  
1919 M. Street N.W.  
Washington, D.C. 20554

RE: KKIS - AM 8910 SML

Dear Mr. Burtle:

KKIS - AM continues to remain dark.

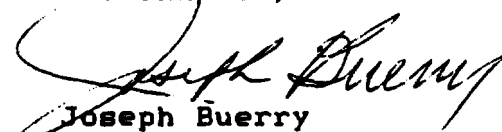
The area the radio station is to be rebuilt in is now highly populated. A 5 acre plot must be secured for this 5 tower array.

The city of Concord owns the Concord Pavilion. This amphitheater is across the street from the former location. The city is in the process of expanding the facility by adding more seats and parking. There is a possibility that there may be an area that can be designated for the five towers. We won't know until the project is completed.

If it's feasible then the City will have to rezone and hold hearings. The process could take a year.

I certainly will need additional time to remain dark.

Thank You,

  
Joseph Buerry  
President  
Concord Area Broadcasting

dd

STF

**FEDERAL COMMUNICATIONS COMMISSION**  
Washington, D.C. 20054

MAR 30 1995

In Reply Refer To:  
8910 - SML  
Stop Code 1800B2

Joseph Buerry, Jr., President  
Concord Area Broadcasting, Corp.  
5552 Pamplona Court  
Concord, California 94521

In re: KKIS(AM)  
Concord, California

Dear Sir or Madame:

This letter concerns your pending request for authority to remain silent. Temporary authority is hereby granted for the above-referenced station(s) to remain silent for three months from the date of this letter.

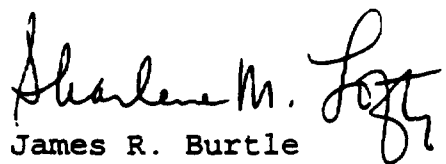
Any further requests for extension of this authority must be accompanied by a detailed summary of steps taken to return the station to on-air operations.

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It will be necessary to maintain prescribed tower lighting in accordance with the station's license authorization. If an extension is not required, you are requested to notify the Commission, in writing, of the exact date the station resumes on-air operations.

In the event that any AM station remains silent for a period over 6 months, it will be necessary to file with the Commission, prior to returning the station to on-air operations, an FCC Form 302 for direct measurement of power which should include a partial proof of performance for stations with directional antennas.

Sincerely,

*for*   
James R. Burtle  
Chief, AM Branch  
Audio Services Division  
Mass Media Bureau

Attachments

Concord Area Broadcasting  
5552 Pamplona Ct.  
Concord, CA 94521  
Phone: 510-672-1826  
Office: 510-827-9900

June 8, 1995

Mr. James Burtle  
Chief AM Branch  
Federal Communications Commissions  
1919 M. Street, N.W.  
Washington, D.C. 20554

RE: 8910-SML

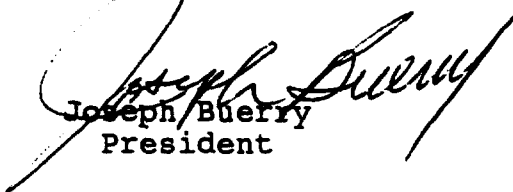
Dear Mr. Burtle:

Please be advised that KKIS - AM continues to remain dark. The 5 tower array needs a specific area to be rebuilt in. This area is now an overpopulated community.

The Concord Pavilion Amphitheater, owned by the City of Concord is located across the highway from the old location. Construction is underway to increase the seating and parking areas. There may be a possibility that the towers could be relocated at that location. This will be determined at the time of completion of construction.

There has not been a new completion date advertised. Heavy rains has caused a delay in construction.

Sincerely,

  
Joseph Buerry  
President

**FEDERAL COMMUNICATIONS COMMISSION**  
Washington, D.C. 20054

STA

**JUL 6 1995**

In Reply Refer To:  
8910 - SML  
Stop Code 1800B2

Joseph Buerry, Jr., President  
Concord Area Broadcasting  
5552 Pamplona Court  
Concord, California 94521

In re: KKIS(AM)  
Concord, CA

Dear Sir or Madame:

This letter concerns your pending request for authority to remain silent. Temporary authority is hereby granted for the above-referenced station(s) to remain silent for three months from the date of this letter.

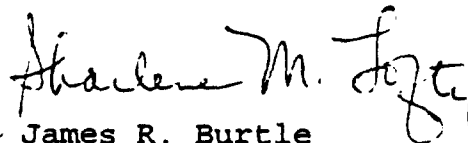
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It will be necessary to maintain prescribed tower lighting in accordance with the station's license authorization. If an extension is not required, you are requested to notify the Commission, in writing, of the exact date the station resumes on-air operations.

In the event that any AM station remains silent for a period over 6 months, it will be necessary to file with the Commission, prior to returning the station to on-air operations, an FCC Form 302 for direct measurement of power which should include a partial proof of performance for stations with directional antennas.

Sincerely,



for James R. Burtle  
Chief, AM Branch  
Audio Services Division  
Mass Media Bureau

Attachments

AM BRANCH

OCT 4 1 50 PM '95

Concord Area Broadcasters  
5552 Pamplona Ct.  
Concord, CA 94521

RECEIVED

September 27, 1995

Mr. James Burtle  
Chief AM Branch  
Federal Communications Commission  
1919 M St. N.W.  
Washington, D.C. 20554

RE: 8910-SML

Dear Mr. Burtle,

KKIS continues to remain dark. As you know KKIS lost it's lease. In order to return to the air a new 5 acre track must be found. I ask for a continuance to remain dark.


The 5 tower array needs a specific area to be built in. This area is now an over populated community.

The Concord Pavilion Amphetheatre, owned by the City of Concord is located across the highway from the old location. Construction is under way to increase seating and parking. There is a possibility that the towers could be relocated to that property. I won't know until the construction is completed sometime the end of the year or the first of next year.

I may be reached at my office (510) 827-9900 or my home (510) 672-1826. My mailing address is:

5552 Pamplona Ct.  
Concord, CA 94521

Sincerely,

  
Joe Buerry  
President  
Concord Area Broadcasters

**FEDERAL COMMUNICATIONS COMMISSION**

Washington, D.C. 20054

**DEC 5 1995**

In Reply Refer To:  
8910 - SML  
Stop Code 1800B2

Joseph Buerry, Jr., President  
Concord Area Broadcasting  
5552 Pamplona Court  
Concord, California 94521

In re: KKIS(AM)  
Concord, CA

Dear Sir or Madame:

This letter concerns your pending request for authority to remain silent. Temporary authority is hereby granted for the above-referenced station(s) to remain silent for six months from the date of this letter.

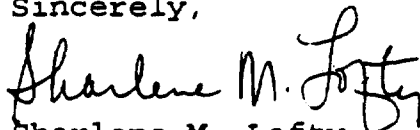
Any further requests for extension of this authority must be accompanied by a detailed summary of steps taken to return the station to on-air operations.

On December 11, 1991, the Commission adopted a Report and Order (copy attached) which amended Part 1 of the Commission's Rules, to implement Section 5301 of the Anti Drug Abuse Act of 1988. Pursuant to the Report and Order, any requests for extension of this authority must be accompanied by a certification that neither the applicant nor any party to the request is subject to a denial of Federal benefits under Section 5301. Please use the attached certification page to comply with this requirement, if you need to request an extension of this authority.

It will be necessary to maintain prescribed tower lighting in accordance with the station's license authorization. If an extension is not required, you are requested to notify the Commission, in writing, of the exact date the station resumes on-air operations.

In the event that any AM station remains silent for a period over 6 months, it will be necessary to file with the Commission, prior to returning the station to on-air operations, an FCC Form 302 for direct measurement of power which should include a partial proof of performance for stations with directional antennas.

Sincerely,



Sharlene M. Lofty  
Communications Industry Analyst  
Audio Services Division  
Mass Media Bureau

Attachments

May 20, 1996

Mr. James Burtle  
FCC  
1919 M. Street  
Washington, DC 20554

Re: 8910SML

STATE CITY *CA, Concord*  
FRED *1980* CALL STONE *1981*  
AMERICAN RADIO BROADCASTERS

Dear Mr. Burtle,

As has been previously reported that KRHT, formerly, KKIS lost it's lease at the tower and transmitter site.

The City of Concord owns property across the highway from the old tower location. This property houses the Bay Area's popular Concord Pavilion. The pavilion is undergoing renovations and should be completed shortly.

I have had conversations with city officials. They tell me that they will entertain a proposal regarding the relocation of this 5 tower array.

I ask the commission to please extend my off air request until the pavilion is completed and we receive authorization from the city and it's various agencies to relocate.

I may be contacted at my office (510) 827-9900 daytime or my home (510) 672-1826. My mailing address is:

5552 Pamplona Ct.  
Concord, CA 94521

Sincerely,

*Joe Buerry*  
Joe Buerry  
President  
Concord Area Broadcasting



**FEDERAL COMMUNICATIONS COMMISSION**  
**Washington, D.C. 20554**

**JUL 19 1996**

**In Reply Refer To:**  
**1800B3-GDG/SML**

**CERTIFIED MAIL--RETURN RECEIPT REQUESTED**

Joe Buerry  
5552 Pamplona Court  
Concord, California 94521

In re: KRHT(AM) Concord, California  
Silent Since: 1/31/93  
Request to Extend Special Temporary Authority

Dear Mr. Buerry:

This letter concerns your request, filed May 29, 1996 on behalf of Concord Area Broadcasting, to extend the special temporary authority permitting Station KRHT(AM) to remain silent.

Your current request states that you seek to relocate your 5-tower array, and that you have had conversations with City of Concord, California officials about utilizing portions of their property at the sight of the Concord Pavilion. You indicate that the "pavilion is undergoing renovations and should be completed shortly." Review of the station's recent history confirms that you have sought to use this <sup>5/16</sup>sight since March, 1995. Your request includes the appropriate certification that neither the licensee nor any party thereto is subject to denial of federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988.<sup>1</sup>

Your request will be granted. Accordingly, special temporary authority to remain silent is extended for a period not to exceed thirty days from the date of this letter. Notwithstanding the grant of this temporary authority or of any future application to modify KRHT(AM)'s facilities, the broadcast license for KRHT(AM) will automatically expire as a matter of law if broadcast operations pursuant to the minimum operating schedule requirements of Section 73.1740(a)(1) of the Rules do not commence by

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<sup>1</sup>In the event further extension of special temporary authority is sought, please renew your certification in this matter.